

Public Servants – Endowments Department – Sri S. Kondal Rao, formerly Joint Commissioner & Executive Officer, Sri Veera Venkata Satyanarayana Swamy Devasthanam, Annavaram, East Godavari District (now retired) – Initiation of Disciplinary proceedings under rule 20 of A.P.C.S.(CC&A) Rules, 1991 – Articles of Charges – Issued.

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proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of A.P.C.S.(Conduct) Rules, 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K.V. RAMANA CHARY

PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri S. Kondal Rao, formerly Joint Commissioner & Executive Officer, Sri Veera Venkata Satyanarayana Swamy Devasthanam, Annavaram, East Godavari District (now retired) (Through the Commissioner, Endowments Department, A.P., Hyderabad).

Copy to:

The Commissioner, Endowments Department, A.P., Hyderabad.

The P.S. to M(Endts.).

The P.S. to Prl.Secy.(Endts.).

The File.

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-I

THE STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI S. KONDAL RAO, JOINT COMMISSIONER (RETD.) AND FORMER EXECUTIVE OFFICER, SRI VEERA VENKATA SATYANARAYANA SWAMY DEVASTHANAM, ANNAVARAM, EAST GODAVARI DISTRICT.

That Sri S.Kondala Rao, while working as Executive Officer of Sri Veera Venkata Satyanarayana Swamy Devasthanam, Annavaram, East Godavari District during the period from 05.01.2009 to 31.07.2009 has committed certain grave irregularities in the administration of the Devasthanam, such as:

- 1) That he has failed to discharge his duties and functions entrusted to him in administration of the Institution.
- 2) That he has failed to act as a man of ordinary prudent in dealing Institutional funds and thereby caused loss to the Institution.
- 3) That he misused his official power and flouted the guidelines issued by the higher authorities from time to time of work Rules framed under Section 30 and 31 of A.P.H.R. & C. Endowments Act 30 of 1987, in the following matters:
 - a) He paid excess amount of Rs.92,000/- for improvements of Prakash Sadan as against lowest tender officer of Rs.2,67,698/- without obtaining ratification from the competent authorities and revision of estimates, thus caused loss to the Institution.
 - b) He paid excess amount of Rs.1,83,716/- for providing "approach road" to 2nd Ghat road as against the lowest tender offer of Rs.8,00,916/- without seeking revision of estimates and required from the competent authorities.
 - c) He paid excess amount of Rs.2,27,834/- for painting to Temple, as against the lowest tender offer of Rs.5,04,040/- without seeking ratification from the competent authorities and revision of estimates.
 - d) He paid excess amount of Rs.49,490/- as against the lowest tender of Rs.1,00,000/- for providing C.C. road to O.H. School at downhill without approval of revised estimate of the competent authorities.
 - e) He paid an amount of Rs.2,26,520/- towards additional work for improvement of Sun-Dial against the sanctioned amount of Rs.4,50,000/- without approval of tenders and following the procedure laid down under the Act.
 - f) He paid excess amount of Rs.17,398/- over and above the estimated cost for provision of elevation at rear side of Centenary cottage 1st and 2nd floor (New block), without approval of competent authority.

Thus he has scant regard to the instructions of the Commissioner of Endowments issued in Circular No.15/2001 (Rc.No.Q1/50394/2001), dt.20.09.2001 wherein specific guidelines have been issued for taking up the works and failed to follow Rules and Regulations prescribed. Thereby, he abused his official power and neglected his duties, resulting in increase of cost of construction abnormally over the estimate and reflecting additional burden on the Institution and thus, caused financial loss to the Institution.

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4. That he has paid 75% of estimated amount of Rs.6,75,000/-on 29.07.2009 i.e., just 2 days before his retirement without commencement of work of supply and erection of Automatic Entry System i.e., Boom Barrier. Thereby, he intentionally violated the Rules and Regulations and flouted the procedure prescribed under the Rules and thus, he acted quite deceitfully.

5. That he failed to get the entries of all electrical material in the Stock registers which were purchased to make use of the Devasthanam through rate-contract for the period from 04.07.2009 to 31.07.2009 for Rs.5,91,018/-. Thus, the individual has neglected his duties assigned in following the instructions issued by the Commissioner of Endowments in regard to purchase of materials and its verification vide Circular No.21/2001, dated 26.09.2001 and he failed to act decorously.

6. That he has purchased 1200 bed sheets of size 6x6 at the rate of Rs.795/- per piece and 400 bed-sheets of size 4x4 were purchased at the rate of Rs.497/- and incurred an amount of Rs.11,55,200/- at the fag end of his retirement without actual need and necessity to purchase such a huge quantity and caused loss to the Devasthanam. Thus, the individual has failed to follow the norms issued by the authorities in Circular No.21/2001 (No.Q1/53094/2001), dated 26.09.2001 wherein guidelines were issued for purchases etc., and acted high-handedly with ulterior motive. The action of the then Executive Officer is abstruse.

7. That he has abused the power in discharging his duties and acted quite contrary to the guidelines issued by the authorities from time to time and violated the provisions under Section 35 of the Endowments Act vide G.O.Ms.No.888, Revenue (Endts.I) Department, dt.18.12.2000 in respect of the following.

- a) He extended revision of pay scales 1999 and 2005 to Sri M.Suresh Babu, Care-taker and Sri A.Vallia Baba, Night Watchman who are working in the establishment of Gowthami Jeeva Karunya Samajam Guest House, Rajahmundry (attached to Annavaram Devasthanam) for its maintenance, without obtaining permission from the competent authority.
- b) He enhanced the wages of Smt. Ganga Devi working on consolidated basis from Rs.1500/- to Rs.2500/- per month without obtaining prior permission from the Competent Authority.
- c) He extended time scale with usual allowances applicable and monetary benefits to Sri G. Sita Rama Chandra Charyulu, Archaka working in Sri Venugopala Swamy Temple, Geddnapalli (adopted temple to Annavaram Devasthanam) without permission from competent authority and in violation of Government Orders in G.O.Ms.No.1993, dated 18.10.2005 on imposing ban on regularization etc.
- d) He appointed 12 persons on compassionate grounds during his tenure as Executive Officer of the Devasthanam and also regularized their services without following the provisions under Section 35 of the Act and Rules framed there-under and without seeking permission from the competent authority and violating the G.O.Ms.No.1997, dated 18.10.2005 and also failed to follow the guidelines issued for Compassionate appointments in Circular Memo No.60681/Ser.A/2003-1, dated 12.08.2003.
- e) He regularized the services of Smt M.B.Sarojini, Maternity Assistant following the G.O.Rt.No.1112, Health and Medical Welfare Department, dt.22.08.2006 which action is quite contrary to the provisions of Endowments Act and violated the instructions of G.O.Ms.No.1997 dated 18.10.2005.

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- f) He regularized the services of two junior Lecturers of Sri Satya Deva Degree College and Junior College, whose services were engaged on hourly basis and subsequently converting into consolidated basis and thus he violated the instructions G.O.Ms.No.1997, dt.18.10.2005 and without seeking approval of the Commissioner of Endowments.

Thus, he acted high-handedly and willfully usurping the powers and functions of the higher authorities and financial onerous of the Institutions.

8. That he failed to update and maintain the register of DCB for the lands held by the Devasthanam. The action of the then Executive Officer is not amiable.

9. That he failed to lease out shops in public auction thought he lease period expired and caused heavy loss of income to the temple and lacking of devotion to duty.

K.V. RAMANA CHARY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

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ANNEXURE - II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLE OF CHARGES AGAINST S.KONDALA RAO, JOINT COMMISSIONER (NOW RETIRED) AND FORMER EXECUTIVE OFFICER, SRI VEERA VENKATA SATYANARAYANA SWAMY DEVASTHANAM, ANNAVARAM, EAST GODAVARI DISTRICT.

Sri S. Kondala Rao, S/o. Ramalingeswara Rao, Now Retired from service is native of Subhadrapuram (V) in Srikakulam District. His date of birth is 01.08.1951. He joined in the service as L.D.Clerk in the establishment of Sri Durga Malleswara Swamy Devasthanam, Vijayawada on 21.12.1970. He was appointed as Assistant Commissioner on 05.05.1997 in Endowments Department by transfer from temple scheme. He worked as Executive Officer, Sri Veera Venkata Satyanarayana Swamy Devasthanam, Annavaram, East Godavari District for the period from 05.01.2009 to 31.07.2009. He retired from service on 31.07.2009 on attaining the age of superannuation.

That Sri S.Kondala Rao referred to a Charged Officer, while functioning as Executive Officer, Sri Veera Venkata Satyanarayana Swamy Devasthanam, Annavaram for the period from 05.01.2009 to 31.07.2009 has committed certain grave irregularities in the administration of subject temple such as (1) Execution of Civil, Electrical Works deviating the procedure and caused loss to the temple (2) Purchase of Bed Sheets, Provisions, Water Equipment material, Electrical Items etc., not according to the actual requirement and caused inventory losses to the finances of the temple (3) Appointment of Staff, during the ban period, Regularization of services of employees in deviation of the instructions issued by the Government, enhancement of Salaries, extension of pay scales without out consent of the competent authority.

Thus, the Charged Officer, by above mentioned acts, has exhibited lack of integrity, devotion to duty and acted in a manner which will place his official position under embarrassment and thereby contravened Rule 3 (1) (2) & (3) of A.P. Civil Services (Conduct) Rules, 1964.

Thus, Sri S. Kondala Rao, Joint Commissioner (Retd.) is therefore made himself liable for disciplinary action.

K.V. RAMANA CHARY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

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ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES AGAINST SRI S.KONDALA RAO, JOINT COMMISSIONER (NOW RETIRED) AND FORMER EXECUTIVE OFFICER, SRI VEERA VENKATA SATYANARAYANA SWAMY DEVASTHANAM, ANNAVARAM, EAST GODAVARI DISTRICT.

1. Lr. No.A1/2859/2009, dt.15.11.2009 of Executive Officer, Sri Veera Venkata Satyanarayana Swamy Devasthanam, Annavaram, East Godavari District.
2. Report of Vigilance Officer in Rc.No.V1/55490/2009, dt.17.02.2010.

K.V. RAMANA CHARY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

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ANNEXURE-IV

LIST OF WITNESSES BY WHICH THE ARTICLE OF CHARGES AGAINST SRI S.KONDALA RAO, JOINT COMMISSIONER (NOW RETIRED) AND FORMER EXECUTIVE OFFICER, SRI VEERA VENKATA SATYANARAYANA SWAMY DEVASTHANAM, ANNAVARAM, EAST GODAVARI DISTRICT.

Concerned Staff members

K.V. RAMANA CHARY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

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